

Dkt. 7794/CB/SBA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE#13  
J.80998  
11-30-92

Applicants : Peter S. Linsley et al.  
Serial No. : 722,101 Examiner : D. Adams  
Filed : June 27, 1991 Group Art Unit: 1806  
For : LIGAND FOR CD28 RECEPTOR ON B CELLS AND  
METHODS

225 South Lake Avenue  
Pasadena, California 91101  
September 11, 1992

Honorable Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

SIR:

COMMUNICATION

In accordance with the telephone conference today between Examiner Adams and applicants' undersigned attorney, applicants transmit a copy of the ATCC deposit receipt issued in connection with ATCC No. 68627 and ATCC No. 68628.

No fee is deemed necessary in connection with the filing of this Communication. However, if any fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 19-2090.

Respectfully submitted,

RECEIVED  
SEP 14 1992  
GROUP 180

Sarah B. Adriano  
Sarah B. Adriano  
Registration No. 34,470  
Attorney for Applicants  
Sheldon & Mak  
225 South Lake Avenue  
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Pasadena, California 91101  
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Washington, D.C. 20231

SIR:

FACSIMILE TRANSMISSION

Please deliver the attached Communication to Examiner Adams.

Respectfully submitted,

*Sarah B. Adriano*  
Sarah B. Adriano  
Registration No. 34,470  
Attorney for Applicants  
Sheldon & Mak  
225 South Lake Avenue  
9th Floor  
Pasadena, California 91101  
(310) 312-9900



# American Type Culture Collection

12301 Parklawn Drive • Rockville, MD 20852 USA • Telephone: (301) 251-5520 Telex: 936-055 ATCCNORTH • FAX: 301-770-2587

## BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE

### INTERNATIONAL FORM

#### RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3 AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2

To: (Name and Address of Depositor or Attorney)

Bristol-Myers Squibb Company  
Attention: Peter Linsley  
3005 First Avenue  
Seattle, WA 98121

Deposited on Behalf of: Bristol-Myers Squibb Company

Identification Reference by Depositor:

ATCC Designation

<u>Escherichia coli</u> MC1061/P3 with plasmid, B7 Ig	68627
<u>Escherichia coli</u> MC1061/P3 with plasmid, CD28 Ig	68628
<u>Escherichia coli</u> MC1061/P3 with plasmid, CTLA4 Ig	68629

The deposits were accompanied by:  a scientific description  a proposed taxonomic description indicated above.

The deposits were received May 31, 1991 by this International Depository Authority and have been accepted.

#### AT YOUR REQUEST:

We will inform you of requests for the strains for 30 years.

The strains will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strains.

If the cultures should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace them with living cultures of the same.

The strains will be maintained for a period of at least 30 years after the date of deposit, and for a period of at least five years after the most recent request for a sample. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the cultures cited above was tested June 4, 1991. On that date, the cultures were viable.

International Depository Authority: American Type Culture Collection, Rockville, Md. 20852 USA

Signature of person having authority to represent ATCC:

Bobbie A. Brandon  
Bobbie A. Brandon, Head, ATCC Patent Depository

Date: June 6, 1991

cc: Brian W. Poor ✓

## SHELDON & MAK

# FACSIMILE TRANSMISSION

**DATE:** SEPTEMBER 11, 1992

**TO:** U.S. PATENT OFFICE

**ATTENTION:** D. ADAMS

**FACSIMILE NO.:** (703) 308-4227

**YOUR REF. NO.:** Group Art Unit # 1806

**FROM:** SARAH ADRIANO  
Sheldon & Mak  
10990 Wilshire Boulevard, Suite 440  
Los Angeles, California 90024-3919

**OUR DOCKET NO.:** 7794 03/722101

**OUR FACSIMILE NO.:** (310) 479-8340

**OUR TELEPHONE NO.:** (310) 312-9900

**TOTAL PAGES:** 4

## MESSAGE

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